



Headquarters

Office of Communications
MS5L9, 300 E Street, SW
Washington, DC 20546-0001

June 3, 2019

Emma Best
MuckRock News
Dept MR 74396
411A Highland Ave
Somerville, MA 02144-2516
74396-68115429@requests.muckrock.com

REF: 19-HQ-F-00561

Dear Ms. Best,

We are in receipt of your FOIA request correspondence dated May 30, 2019, and received at the NASA Headquarters FOIA Office on June 3, 2019. Your request was assigned FOIA Case Number 19-HQ-F-00561 and seeks:

Documents mentioning or relating to Anonymous (the hacker movement/collective, see below) or hacktivism (defined as hacking as a form of protest and/or activism) generated between 1 January 2009 and 1 January 2019, including but not limited to:

- * Internal reports, bulletins, warnings and alerts relating to Anonymous or hacktivism
- * Reports from the appropriate IT (Information Technology) or computer offices regarding possible cyber-attacks by Anonymous or other hacktivists
- * Reports, bulletins, warnings and alerts relating to or mentioning Anonymous or hacktivism sent to or received from any federal law enforcement or intelligence agencies or any fusion center
- * Incident reports investigating possible hacking activity falling within the office's jurisdiction and allegedly carried out by members of Anonymous or other hacktivist groups
- * Materials generated as a result of any suspected or actual compromise, breach or "dox" (revealing of personal or private information) by Anonymous or other hacktivists

Please be advised that NASA processes all FOIA requests in a multi-track processing system, based upon the date of receipt and the amount of work and time involved in processing the request. In accordance with 14 CFR § 1206.400(b), the Agency determines whether the request is simple or complex. Based on the documents you have requested, we are placing your request in the 'complex' processing queue and expect to process your request in 20 working days or more. The 20-day suspense date for your request is **July 1, 2019**. If we are unable to meet this suspense, we will notify you.

Alternatively, you may wish to limit the scope of your request to allow us to place your request in the 'simple' processing queue.

You have requested to be categorized as a representative of the news media. In accordance with 14 CFR § 1206.507 (c)(3), (ii) A representative of the news media is any person or entity organized and operated to publish or broadcast news to the public that actively gathers information of potential interest to a segment of the public, uses its editorial skills to turn the raw materials into a distinct work, and distributes that work to an audience. Examples of news media entities include television or radio stations that broadcast "news" to the public at large and publishers of periodicals that disseminate "news" and make their products available through a variety of means to the general public. A request for records that supports the news-dissemination function of the requester shall not be considered to be for a commercial use. "Freelance" journalists who demonstrate a solid basis for expecting publication through a news media entity shall be considered as working for that entity. A publishing contract would provide the clearest evidence that publication is expected; however, NASA shall **also** consider a requester's past publication record in making this determination.

Requesters seeking this fee category who do not articulate sufficient information to support their request will not be included in this fee category. NASA's decision to grant a requester news media status for the purposes of assessing fees is made on a case-by-case basis based upon the requisite information explained above. Merely posting the documents on a website, or making them available to the public without providing an informative analysis of the information does not qualify a requester for the news media category.

Since your request for news media status is denied, provisions of the Act allow us to recover part of the cost of complying with your request. We therefore will charge you for records in accordance with the NASA's FOIA regulations as they apply to noncommercial, or "other" requestors. As a non-commercial requestor, you are entitled to the first 100 pages, and the first two hours of search time at no cost. Since you have not indicated your willingness to pay any fees, we will process your request by granting you two hours of search time and 100 pages free of charge.
See 14 CFR § 1206.507.

If applicable, further issues concerning processing of your request will be addressed in a separate letter. If I can be of further assistance, please contact me at 202-358-0680 or Mireya.P.Nyirenda@nasa.gov.

Sincerely,



MIREYA P. NYIRENDA
FOIA Public Liaison Officer